

09/123,109

Patent

REMARKS

By this amendment, claims 1-33 are pending, in which claims 1, 8, 10, 16, 27 and 31 are currently amended. The claims are amended to incorporate features found in independent claim 16, and thus, such changes are not believed to raise new issues requiring further consideration and/or search, and it is therefore respectfully requested that the present amendment be entered under 37 C.F.R. §1.116. No new matter is introduced.

The final Office Action mailed July 16, 2003 rejected claims 1, 10, 16, 19, 27 and 31 as obvious under 35 U.S.C. § 103 based on *Taskett* (US 5,923,734) in view of *Cho* (US 5,978,452); claims 2, 18 and 20 as obvious under 35 U.S.C. § 103(a) based on *Taskett* in view of *Cho* in further view of *Khuc et al.* (US 5,828,740); claims 3-4, 11, 12, 21, 22, 28, 32 and 33 as obvious under 35 U.S.C. § 103(a) based on *Taskett* in view of *Cho* and in further view of *Bruno et al.* (US 5,991,380); claims 5, 13, 23 and 29 as obvious under 35 U.S.C. § 103(a) based on *Taskett* in view of *Cho* in view of *Bruno et al.* and in further view of *Nguyen et al.* (US 5,815,561); and claims 6-9, 14, 15, 17, 24-26 and 30 as obvious under 35 U.S.C. § 103(a) based on *Taskett* in view of *Cho* and in further view of *Gow* (US 5,828,732).

As an initial matter, it is noted that the Advisory Action is incorrectly dated as being mailed on July 16, 2003. However, this is the date of the mailing of the Final Office Action.

Applicants appreciate the telephonic interview granted to Applicants' attorney on November 7, 2003, in which the art of record was discussed with respect to the feature of "recording a personal greeting during said calling card setup call." Applicants' attorney noted that this feature, which is found in independent claim 16, was not addressed by the Advisory Action. Examiner Gauthier indicated that this feature may be distinguishable over the art of record.

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Independent claims 1 and 10 each recites "a request to record said personal greeting during a calling card setup call over a telephone network." Independent claim 16 recites "recording a personal greeting during said calling card setup call." Amended independent claims 27 and 31 recite "wherein said personal greeting was recorded during a calling card setup call."

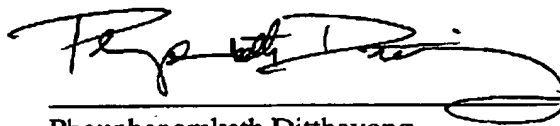
By contrast, Applicants note that "call setup" disclosed in *Cho* is not "a calling card setup call." The several secondary references of *Khuc et al.*, *Bruno et al.*, *Nguyen et al.*, and *Gow* do not fill in the gaps of the *Taskett* and *Cho* combination, particularly with respect to the feature of "a request to record said personal greeting during a calling card setup call over a telephone network." Accordingly, Applicants respectfully request the withdrawal of the obviousness rejections.

Therefore, the present application, as amended, overcomes the rejections of record and is in condition for allowance. Favorable consideration is respectfully requested. If any unresolved issues remain, it is respectfully requested that the Examiner telephone the undersigned attorney at (703) 425-8508 so that such issues may be resolved as expeditiously as possible.

Respectfully Submitted,

DITTHAVONG & CARLSON, P.C.

11/10/03  
Date

  
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